

SENATE SUMMARY OF HOUSE AMENDMENTS

SB 211 By Senator Morrell

KEYWORD AND SUMMARY AS RETURNED TO THE SENATE

ENVIRONMENTAL QUALITY. Requires certain child-occupied facilities to disclose lead hazards, lead abatement activities, or lead testing. (8/1/12)

SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL

1. Limits the notification requirement for child-occupied facilities to those first placed in operation after August 1, 2012.
2. Bureau amendments.

DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE

Proposed law provides for the definition of a "child-occupied facility".

Proposed law provides that the secretary of DEQ will notify the State Board of Elementary and Secondary Education and the Dept. of Children and Family Services that notification of lead hazards, lead abatement activities, or any lead testing performed which exceeds applicable standards in any licensed day care center, preschool, or public or non-public elementary school facility first placed into operation after August 1, 2012, that qualifies as a child-occupied facility is required by proposed law.

Proposed law requires the owner of a certain child-occupied facility and the inspector to jointly provide notification in writing to the secretary and the state health officer within ninety days of receipt of reports of lead hazards, lead abatement activities, or any lead testing performed which exceeds applicable standards. Further provides that notification be displayed in a prominent location at the child-occupied facility.

Proposed law requires that parents or legal custodians of children enrolled at child-occupied facilities affected by the proposed law be notified by electronic means such as email or posting on a website or in writing of all lead abatement activities, lead testing which exceeds applicable standards or lead hazard reduction activities performed at the facility or its grounds.

Proposed law provides that the notification will not be required if the facility or its grounds has been inspected or has been the subject to lead abatement or remediation prior to August 1, 2012. Further provides that if a portion of the facility or its grounds has not been inspected or been the subject of lead abatement or remediation prior to August 1, 2012, then that portion of the facility or its grounds will be subject to proposed law.

Proposed law requires the owner or operator of the facility to maintain documentation that the inspection, lead abatement or remediation activities were conducted in accordance with applicable requirements.

Effective August 1, 2012.

(Adds R.S. 30:2351.1(6) and 2351.53)

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